

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

22

February 3, 2004

FROM: KEN A. MILLER, Director
Department of Public Works – **Transportation**

**SUBJECT: ACCEPT ROADS; REDUCE PERFORMANCE SECURITY,
TRACT 15978, OAK HILLS AREA**

RECOMMENDATION:

- 1) Adopt resolution accepting Farmington Street, Mesa Linda Street and Wild Rose Court in the Oak Hills area into the County Maintained Road System and
- 2) Reduce the “road and drainage” security, in the amount of \$780,000 (Surety), to maintenance security, in the amount of \$195,000 (Surety), for Tract 15978 in the Oak Hills area.

BACKGROUND INFORMATION: An agreement and securities were accepted by Board action on May 21, 2002 to guarantee the required construction of road and drainage improvements for Tract 15978 located West of Mesa Linda, and South of Farmington Street in the Oak Hills area. This Department has accepted the construction as being built substantially in accordance with approved plans and specifications. Therefore, the Department recommends that Farmington Street, Mesa Linda Street and Wild Rose Court be accepted into the County Maintained Road System and that the roads and drainage performance security be reduced to a maintenance security. The agreement principal is Oak Hills Development, LLC, 226 West “E” Street, Ontario, CA 91762. Board resolution is required to accept road into the County Maintained Road System per Section 941 of the State of California Streets and Highways Code. Board approval is required to reduce performance securities in accordance with County Code Section 83.041125(a) (1) (D).

REVIEW AND APPROVAL BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico (387-5481) on January 7, 2004 and by the County Administrative Office (Tom Forster, Administrative Analyst 387-4635) on January 22, 2004.

FINANCIAL IMPACT: The construction was accomplished by the developer at no cost to the County. As a condition of the original performance security, Gulf Insurance Company and the developer have agreed that 25% of the face value of this security will remain in effect and continue for one year from this date to guarantee against defective work or materials.

SUPERVISORIAL DISTRICT(S): 1st

PRESENTER: Ken A. Miller, 387-7906

Record of Action of the Board of Supervisors

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